

THE HON'BLE MR JUSTICE L.NARASIMHA REDDY

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WRIT PETITION NO : 24625 of 2005

DATED: 18.11.2005

Between:

Naseeruddin, S/o. Shaik Mahaboob,
E.No. 093191, Conductor,
Hyderabad.

..... PETITIONER

AND

The Depot Manager, A.P.S.R.T.C.,
Sangareddy District, Medak District,

.....RESPONDENT

ORDER:

The petitioner was employed as a driver in A.P.S.R.T.C., Sangareddy Depot, Medak District. He was placed under suspension through order, dated 10.11.2005, on the ground that he committed certain cash and ticket irregularities on the service route between Srisailem and Sangareddy.

The petitioner contends that the so called irregularity was nothing but an inadvertent omission in the matter of noting the number of the last ticket of a particular denomination and that the Senior Traffic Inspector, who conducted preliminary enquiry, has categorically stated that there is no fault on the part of the petitioner. The order of suspension is challenged on the ground of non-application of mind.

Heard the learned counsel for the petitioner and the learned standing counsel

appearing for the respondent.

The respondent placed the petitioner under suspension on certain allegations. Naturally, departmental proceedings would be initiated and the petitioner would be provided with an opportunity to put forward his contentions. Suspension pending enquiry is resorted to, with a view to prevent the employee from tampering with the evidence. In the instant case, the Senior Traffic Inspector conducted a preliminary, but detailed enquiry, and submitted a report, dated 05.11.2005. It is not known as to whether the same was taken into account before the impugned order was passed. A perusal of the report discloses that a detailed discussion was undertaken with reference to the relevant facts.

For the foregoing reasons, the writ petition is disposed of directing the respondent to pass fresh orders on the question as to whether the petitioner deserves to be continued under suspension, duly taking into account the report, dated 05.11.2005, submitted by the Senior Traffic Inspector, within a period of two weeks from the date of receipt of a copy of this order. There shall be no order as to costs.

18.11.2005

Note: Furnish C.C. in three days.

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